



**CITY OF GARDNER
CONSERVATION COMMISSION**

Gardner City Hall – Manca Annex
115 Pleasant St., Room 202

978-630-4014

Gardner, MA 01440

fax 978-632-1905

MEETING

Monday, May 23, 2016 at 6:30 p.m.

**CITY HALL ANNEX
SECOND FLOOR MEETING ROOM 203**

ANNOUNCEMENT - Any person may make a video or audio recording of an open session of a meeting, or may transmit the meeting through any medium, subject to reasonable requirements of the Chair as to the number, placement and operation of equipment used so as not to interfere with the conduct of the meeting. Any person intending to make such recording shall notify the Chair forthwith. All Documents referenced or used during the meeting must be submitted in duplicate to the Conservation Agent for the Conservation Commission. All documents shall become part of the official record of the meeting.

A G E N D A

PUBLIC HEARINGS

1. The Gardner Conservation Commission will resume a joint Public Hearing under MGL, Ch. 131, § 40, Wetlands Protection Act and the City of Gardner Wetlands Protection Ordinance on the **Notice of Intent** filed by **Conrad Donell**, 106 Lancaster Road, Shirley, MA, for remediation of a Wetland and Certified Vernal Pool and its associated protective buffer zone as required by an enforcement order issued by the Gardner Conservation Commission under the Gardner Wetlands Protection Ordinance (City Code 650). The proposed work will include the restoration of 5,483 square feet of disturbed wetland area and Certified Vernal Pool habitat and the entire 100-foot “No Disturb” protective zone. The work will consist of re-planting native vegetation and any necessary physical and biological soil remediation required or necessary to restore the original function and values. The vegetation within and adjacent to the wetland, Certified Vernal Pool, and the buffer zone were cut in violation of an existing Order of Conditions (DEP #160-0511) and the Gardner Wetlands Protection Ordinance (City Code 650).

The meeting will be held at
6:30 p.m., Meeting Room 203,
2nd Floor, City Hall Annex, on Monday, May 23, 2016

MEETING

Minutes

Vote to Approve Minutes of the Meeting of *April 25, 2016*.

Vote to Approve Minutes of the Meeting of May 9, 2016.

Request for Determination of Applicability

The Gardner Conservation Commission will resume the joint Public Meeting under MGL, Ch. 131, § 40, Wetlands Protection Act and the City of Gardner Wetlands Protection Ordinance on the **Request for Determination of Applicability** filed by **Pan Am Railways**, represented by Keith Morris, Environmental Consultant, related to work located along the Pan Am Railways Right-of-Way, to be conducted under a Vegetation Management Plan (VMP). The Commission shall determine whether the boundaries of resource areas depicted on the plan and/or maps are accurately delineated. Continued from the meeting of May 9, 2016.

Enforcement Order

Sunshine Realty Trust, Conrad Donell Trustee, Sapphire Park at Pearl Street and Shawn Avenue (*Continued from Meeting of May 9, 2016*):

- Status Update: Notice of Intent – Vernal Pool Violation Remediation
- Peer Review – Phase II

Presentations

Jay Rasku, Mount Grace Land Trust – *Wellness Path and Garden Update*

New Business

- Freedom's Way Connecting Communities and Hidden Treasures events report of activities from Agent and Commission Members
- Boyscout Silver Star Trail Project – Report from Scout and Recognition of Service from Commission

Old Business

- Pitcherville Road, Hubbardston – Non-hazardous fill (potential project)
- Sapphire Park Phase I Completion Approval, DEP #160-0511 Special Condition
- Landscape Partnership Grant Award – Commission letter to Mayor requesting support for funds to be expended and reimbursed
- Sapphire Park Phase I Completion Approval, DEP #160-0511 Special Condition
- Report of possible work within wetlands - 50 Dyer Street

NOTICE: These Agenda items consist of items that are reasonably anticipated by the Chair to be discussed at the meeting and are specifically allowed to be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law.

Agent of the Conservation Commission